

July 13, 2017

**SENATE BILL NO. 806**  
**(First Reprint)**

To the Senate:

Pursuant to Article V, Section I, Paragraph 14 of the New Jersey Constitution, I am returning Senate Bill No. 806 (First Reprint) with my recommendations for reconsideration.

Provisions of this bill as written put homeland security at risk in the State of New Jersey. As a former United States Attorney and the person ultimately charged with protecting New Jersey's 8.9 million citizens, I simply cannot permit that to happen.

While I support the Legislature's effort to ensure that appropriate State officials have the necessary information to respond to discharges and emergency events related to hazardous materials transported on trains in this State, there are serious security and public safety concerns with this bill. Accordingly, I cannot sign this bill in its current form.

This bill would require owners and operators of trains transporting highly hazardous materials in this State to provide the public with access to information concerning the routes and volumes of hazardous materials traveling through this State. The security of trains' routing information is critical to the security of New Jersey and the United States. Both the Federal Bureau of Investigation and the Office of Homeland Security have identified trains as potential targets for domestic political, criminal, and even international terrorist groups. Providing this information in a public forum is irresponsible and reckless.

I am also concerned of the security risk posed by this bill's requirement that the New Jersey Office of Emergency Management provide local emergency officials and first

responders all of the information it receives from the owners and operators of high hazard trains. Currently, the Office of Emergency Management provides local officials and first responders the information which it has determined is necessary and appropriate to share without presenting a security risk. With this bill, the Legislature has taken on the role of the State's security experts and determined that all of the information submitted to the Office of Emergency Management must be shared with the local officials and first responders regardless of whether providing such information presents a security risk. I must accept the recommendation of the trained experts that are tasked with keeping our State safe and amend this provision of the bill to allow the Office of Emergency Management to determine when, in the interest of State security, it is appropriate to provide this information to local officials and first responders.

I further propose changes that are consistent with federal law to allow the Department of Transportation to request access to bridge inspection reports when necessary.

Accordingly, I herewith return Senate Bill No. 806 (First Reprint) and recommend that it be amended as follows:

<u>Page 5, Section 2, Line 20:</u>	Delete "8" and insert "7"
<u>Page 7, Section 4, Lines 25-42:</u>	Delete in their entirety
<u>Page 7, Section 5, Line 44:</u>	Delete "5." and insert "4."
<u>Page 8, Section 6, Line 1:</u>	Delete "6." and insert "5."
<u>Page 8, Section 7, Line 13:</u>	Delete "7." and insert "6."
<u>Page 8, Section 8, Line 35:</u>	Delete "8." and insert "7."
<u>Page 9, Section 9, Line 16:</u>	Delete "9." and insert "8."

<u>Page 9, Section 10, Line 29:</u>	Delete "10." and insert "9."
<u>Page 10, Section 11, Line 21:</u>	Delete "11." and insert "10."
<u>Page 12, Section 12, Line 13:</u>	Delete "12." and insert "11."
<u>Page 12, Section 12, Line 17:</u>	Delete "5" and insert "4"
<u>Page 12, Section 12, Line 19:</u>	Delete "shall" and insert "may"
<u>Page 12, Section 12, Line 22:</u>	After "train" insert "when the New Jersey Office of Emergency Management determines in the interest of State security that it is appropriate to provide such information"
<u>Page 12, Section 13, Line 24:</u>	Delete "13." and insert "12."
<u>Page 12, Section 14, Line 28:</u>	Delete "14.a" and insert "13."
<u>Page 12, Section 14, Line 31:</u>	Delete "shall, at least annually and" and insert "may,"
<u>Page 12, Section 14, Line 36:</u>	Delete "every" and insert "any"
<u>Page 12, Section 14, Line 37:</u>	After "located" insert "within the State of New Jersey"
<u>Page 12, Section 14, Lines 38-41:</u>	Delete in their entirety
<u>Page 12, Section 15, Line 43:</u>	Delete "15." and insert "14."

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Respectfully,  
/s/ Chris Christie  
Governor

Attest:  
  
/s/ Robert L. Garrenger  
Acting Chief Counsel to the Governor